

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 PIERRE RAYMOND,

4 Petitioner,

5 v.

6 JERRY HOWELL, et al.,

7 Respondents.

Case No. 2:20-cv-00849-APG-BNW

ORDER

8
9 Petitioner Pierre Raymond, a *pro se* Nevada prisoner, has not properly commenced this
10 habeas action by either paying the standard filing fee or filing an application for leave to proceed
11 *in forma pauperis* (IFP). He submitted a Petition for Writ of Habeas Corpus (ECF No. 1-1)
12 under 28 U.S.C. § 2254 but he did not pay the \$5.00 filing fee or submit an IFP application.


13 Under 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00 filing
14 fee is required to initiate a habeas action in a federal district court. The court may authorize a
15 prisoner to begin a habeas action without prepaying fees and costs if he or she submits an IFP
16 application on the approved form along with the appropriate supporting documentation: (1) a
17 financial certificate signed by an authorized prison official, (2) a copy of the prisoner's trust
18 account statement for the six-month period prior to filing, and (3) a financial affidavit and
19 acknowledgement signed by the prisoner showing an inability to prepay fees and costs or give
20 security for them. 28 U.S.C. § 1915(a); LSR 1-1, LSR 1-2.

21 I will give Raymond until June 29, 2020 to either pay the \$5.00 filing fee or submit a
22 complete IFP application with all required documentation.
23

1 I THEREFORE ORDER as follows:

- 2 1. The initial screening of Raymond's Petition for Writ of Habeas Corpus (ECF No. 1-1)
- 3 is deferred until he fully complies with this order.
- 4 2. The Clerk of Court is instructed to MAIL Raymond a blank form IFP application for
- 5 incarcerated litigants along with *two* copies of this order.
- 6 3. Raymond must file an IFP application by **June 29, 2020**, along with all required
- 7 attachments. Alternatively, he shall pay the \$5.00 filing fee by **June 29, 2020**. If
- 8 Raymond decides to pay the filing fee from his inmate account, he must arrange to have
- 9 a copy of this order attached to the check for the filing fee.
- 10 4. Raymond's failure to comply with this Order by (a) submitting an IFP application, or
- 11 (b) paying the filing fee before the **June 29, 2020** deadline will result in the dismissal
- of this action without prejudice and without further advance notice.

12 Dated: May 12, 2020.

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ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

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